

LEGISLATURE OF NEBRASKA
NINETY-SIXTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 300

Introduced by C. Peterson, 35; Dierks, 40; Hudkins, 21; Suttle, 10;
Thompson, 14

Read first time January 11, 1999

Committee: Transportation

A BILL

- 1 FOR AN ACT relating to motor vehicle registration; to amend section
- 2 60-302, Revised Statutes Supplement, 1998; to eliminate
- 3 the ten-day grace period; to repeal the original section;
- 4 and to declare an emergency.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 60-302, Revised Statutes Supplement,
2 1998, is amended to read:

3 60-302. (1) No motor vehicle, trailer, semitrailer, or
4 cabin trailer, unless otherwise expressly provided, shall be
5 operated or parked on the highways of this state unless the vehicle
6 is registered in accordance with Chapter 60, article 3. There
7 shall be a rebuttable presumption that any vehicle stored and kept
8 more than thirty days in the state is being operated or parked on
9 the highways of this state and shall be registered in accordance
10 with Chapter 60, article 3, from the date of title of the motor
11 vehicle or, if no transfer in ownership of the motor vehicle has
12 occurred, from the expiration of the last registration period for
13 which the motor vehicle was registered. Every owner of a vehicle
14 required to be registered shall make application for registration
15 to the county treasurer of the county in which the vehicle has
16 situs as defined in section 60-3001. The application shall be a
17 copy of a certificate of title or, in the case of a renewal of a
18 registration, the application shall be the previous registration
19 period's certificate. A salvage certificate of title as defined in
20 section 60-129 and a nontransferable certificate of title provided
21 for in section 60-131 shall not be valid for registration purposes.

22 (2) An application for registration of a motor vehicle
23 shall be accompanied by proof of financial responsibility or
24 evidence of insurance covering the motor vehicle. Proof of
25 financial responsibility shall be evidenced by a copy of proof of
26 financial responsibility filed pursuant to subdivision (2), (3), or
27 (4) of section 60-528 bearing the seal of the Department of Motor
28 Vehicles. Evidence of insurance shall give the effective dates of

1 the automobile liability policy, which dates shall be evidence that
2 the coverage is in effect on and following the date of
3 registration, and shall designate, by explicit description or by
4 appropriate reference, all motor vehicles covered.

5 (3) Any nonresident owner who desires to register a
6 vehicle or vehicles in this state shall register in the county
7 where the vehicle is domiciled or where the owner conducts a bona
8 fide business.

9 (4) Each new application shall contain, in addition to
10 other information as may be required by the department, the name
11 and post office address of the applicant and a description of the
12 vehicle, including the color, the manufacturer, the identification
13 number, and the weight of the vehicle required by Chapter 60,
14 article 3. With the application the applicant shall pay the proper
15 registration fee as provided in sections 60-305.08 to 60-339 and
16 shall state whether the vehicle is propelled by alternative fuel as
17 defined in section 66-686 and, if alternative fuel, the type of
18 fuel. The form shall also contain a notice that bulk fuel
19 purchasers may be subject to federal excise tax liability. The
20 department shall prescribe a form, containing the notice, for
21 supplying the information for vehicles to be registered. The
22 county treasurer shall include the form in each mailing made
23 pursuant to section 60-3003. The county treasurer or his or her
24 agent shall notify the Motor Fuel Tax Enforcement and Collection
25 Division of the Department of Revenue whenever a vehicle powered by
26 an alternative fuel as defined in section 66-686 is registered.
27 The notification shall include the name and address of the
28 registrant, the date of registration, the type of motor vehicle

1 registered, and the type of alternative fuel used to propel the
2 vehicle as indicated on the registration application.

3 (5) The county treasurer or his or her agent shall
4 collect, in addition to the registration fees, one dollar and fifty
5 cents for each certificate issued and shall remit one dollar and
6 fifty cents of each additional fee collected to the State Treasurer
7 for credit to the Department of Motor Vehicles Cash Fund.

8 (6) The county treasurer or his or her agent shall
9 collect, in addition to other registration fees, one dollar and
10 fifty cents for each certificate issued and shall remit the fee to
11 the State Treasurer for credit to the State Recreation Road Fund.

12 ~~(7) If a citation is issued to an owner or operator of a~~
13 ~~vehicle for a violation of this section and the owner properly~~
14 ~~registers and licenses the vehicle not in compliance and pays all~~
15 ~~taxes and fees due and the owner or operator provides proof of such~~
16 ~~registration to the prosecuting attorney within ten days after the~~
17 ~~issuance of the citation, no prosecution for the offense cited~~
18 ~~shall occur.~~

19 ~~(8)~~ If a county board consolidates services under the
20 office of a designated county official other than the county
21 treasurer pursuant to section 23-186, the powers and duties of the
22 county treasurer relating to registration under sections 60-301 to
23 60-347 shall be performed by the designated county official.

24 ~~(9)~~ (8) A county treasurer or county official or his or
25 her agent may accept credit cards, charge cards, or debit cards as
26 a means of payment for registration pursuant to section 13-609.

27 Sec. 2. Original section 60-302, Revised Statutes
28 Supplement, 1998, is repealed.

1 Sec. 3. Since an emergency exists, this act takes effect
2 when passed and approved according to law.